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4 BILL NO. S-73-10-55

5 SPECIAL ORDINANCE NO. S- 116-23

6 AN ORDINANCE approving Change Order No.  
7 1 with SCHEELE CONSTRUCTION COMPANY,  
8 INC. in connection with Storm Water  
9 Overflow Project Resolution No. 260-  
10 1971.

11 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
12 FORT WAYNE, INDIANA:

13 SECTION 1. That Change Order No. 1, with SCHEELE  
14 CONSTRUCTION COMPANY, INC., in connection with Storm Water  
15 Overflow Project Resolution No. 260-1971, for the use of a  
16 concrete cap which was installed to insure against conduit  
17 floatation at an additional cost of \$38,940.00, is hereby in  
18 all things ratified, confirmed and approved.

19 SECTION 2. This Ordinance shall be in full force and  
20 effect from and after its passage and approval by the Mayor.  
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\_\_\_\_\_  
Councilman

APPROVED AS TO FORM  
AND LEGALITY.

  
\_\_\_\_\_  
CITY ATTORNEY

Read the first time in full and on motion by Stier, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee on Public Works (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: 10-23-73

Charles W. Whitman  
CITY CLERK

Read the third time in full and on motion by Stier, seconded by Stier, and duly adopted, placed on its passage. Passed (~~lost~~) by the following vote:

	AYES <u>5</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT <u>1</u> to-wit:
BURNS	<u>✓</u>	_____	_____	_____
HINGA	<u>✓</u>	_____	_____	_____
KRAUS	<u>✓</u>	_____	_____	_____
MOSES	_____	_____	_____	<u>A</u>
NUCKOLS	<u>✓</u>	_____	_____	_____
SCHMIDT, D.	<u>✓</u>	_____	_____	_____
SCHMIDT, V.	<u>✓</u>	_____	_____	_____
STIER	<u>✓</u>	_____	_____	_____
TALARIGO	<u>✓</u>	_____	_____	_____

DATE: Nov. 13, 73

Charles W. Whitman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 2-116-73 on the 13th day of November, 1973.

ATTEST: (SEAL)

Charles W. Whitman  
CITY CLERK

Samuel J. Talarico  
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of November, 1973, at the hour of 4:00 o'clock A. M., E.S.T.

Charles W. Whitman  
CITY CLERK

Approved and signed by me this 14th day of November, 1973, at the hour of 4:00 o'clock P. M., E.S.T.

Samuel J. Talarico  
MAYOR

Bill No. S-73-10-55

REPORT OF THE COMMITTEE ON PUBLIC WORKS

We, your Committee on Public Works to whom was referred an Ordinance  
approving Change Order No. 1 with SCHEELE CONSTRUCTION  
COMPANY, INC. in connection with Storm Water Overflow  
Project Resolution No. 260-1971

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance Do. PASS.

James S. Stier - Chairman

Eugene Kraus, Jr. - Vice-Chairman

Samuel J. Talarico

William T. Hinga

Vivian G. Schmidt

*James S. Stier*

*Eugene Kraus Jr.*

*Samuel J. Talarico*

*William T. Hinga*

*Vivian G. Schmidt*

DATE 11-13-73 CONCURRED IN

CHARLES W. BARNETT

TO: Board of Public Works Date Sept. 14, 1973

FROM: Philip R. Boller

SUBJECT: Change Order #1, Storm Water Overflow; Resolution No. 260

COPIES TO:

Dr. Petro

NOTED

☐ P.B.☐ R.B.☐ WAW

Date \_\_\_\_\_

The original design of this project by W.P.C. Engineering did not specify a concrete cap on the twin 96" R.C.P. After bids were received, contract signed and construction was under way, it was discovered that the survey profile line showed the bottom of the river was, in fact, somewhat higher than actually existed.

Since the twin 96" R.C.P. had less cover, a detailed engineering analysis was made of the existing condition and it was determined to be critical.

Therefore, to protect the City's interest and investment in a one-half million dollar project, a concrete cap as shown on the attached drawings was installed as the only practical engineering solution to insure against floatation of the R. C. P. under the Maumee River.



Philip R. Boller, P. E.  
Chief Water Pollution Control Engineer

PRB/DE/iw

Att.

50-101-11  
10/13/73

## CONTRACT CHANGE ORDER

Contract No. Resolution #260Date Nov. 17, 1972Change Order No. 1Project No. 11020GYULocation Fort Wayne, Ind.To: (Contractor) Scheele Construction Co., Inc.

You are hereby requested to comply with the following changes from the contract plans and specifications:

ITEM NO. (1)	DESCRIPTION OF CHANGES—QUANTITIES, UNITS, UNIT PRICES, CHANGE IN COMPLETION SCHEDULE, ETC. (2)	DECREASE IN CONTRACT PRICE (3)	INCREASE IN CONTRACT PRICE (4)
15	118 L.F. Reinforced Concrete Cap over 2-96" R.C.P. @ \$300.00 L.F.	—	\$38,940.00
Change in contract price due to this Change Order:			
Total decrease		\$ —	XXXXXXXXXXXX
Total increase		XXXXXXXXXXXX	\$ 38,940.00
Difference between Col. (3) and (4):		\$ —	\$ 38,940.00
Net (increase)(decrease) contract price		\$ —	\$ 38,940.00

The sum of \$ 38,940.00 is hereby added to, ~~deducted from~~, the total contract price, and the total adjusted contract price to date thereby is \$ 512,531.40.

The time provided for completion in the contract is ~~unchanged~~, increased, ~~decreased~~ by 30 calendar days. This document shall become an amendment to the contract and all provisions of the contract will apply hereto.

Accepted by: *C. Scheele*

Contractor

Date

Recommended by: *John B. Boley*

Architect/Engineer

Date

Approved by: *J. D. Rooney*

Owner

Date

Note: Work performed under this change order prior to HUD concurrence is at owner's risk. HUD concurrence will be evidenced by signature of HUD Field Engineer (or where necessary, of Assistant Regional Administrator for Metropolitan Development) on Form HUD-4217.

Project No. 11020GYU

Contract No.

Change Order No. 1

REQUEST AND JUSTIFICATION FOR CHANGE

1. Necessity for change:

To insure against floatation of 2 - 96" R.C.P. buried under Maumee River.

2. Is proposed change an alternate bid? ☐ Yes ☒ No

3. Will proposed change alter the size of the project? ☐ Yes ☒ No  
If yes, explain.

None

4. Effect of this change on other prime contractors:

None

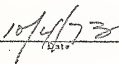
5. Has consent of surety been obtained? ☐ Yes ☒ Not necessary.

6. Will this change affect expiration or extent of insurance coverage? ☐ Yes ☒ No  
If yes, will the policies be extended? ☐ Yes ☐ No

7. Effect on operation and maintenance costs:

None

  
\_\_\_\_\_  
Contractor

  
\_\_\_\_\_  
Date

RECEIVED

October 26, 1972

OCT 30 1972

Water Pollution Control Engineering Dept.  
City County Bldg.  
Fort Wayne, Indiana

Water Pollution Control Engr. Dept.  
City-County Building, One Main St.  
Ft. Wayne, Indiana 46802

Attention: Mr. Philip Boller

Re: Resolution #260 - Change Order #1

Dear Sir,

We are pleased to furnish you with a Cost of \$ 330.00 per lineal foot for the specified reinforced concrete encasement of the 96" concrete pipe under the Maumee River on the above indicated project.

The above unit price includes all necessary labor and material and will be constructed in accordance with the drawings and specifications supplied.

Sincerely,

Scheele Construction, Inc.

  
Charles R. Scheele

CRS/sam

S-73-10-55

TITLE OF ORDINANCE Change Order #1 on Storm Water Overflow Project

DEPARTMENT REQUESTING ORDINANCE Board of Public Works

SYNOPSIS OF ORDINANCE

Change Order No. 1 in amount of \$38,940.00 on Storm Water Overflow Project  
which is an under-river construction being done by Scheele Construction Company.

After construction began it was discovered that more weight was required  
to hold conduit at required depth and after a detailed analysis, a concrete cap  
was installed to insure against conduit floatation. Cost of installation is the  
amount of the change order.

Original contract in amount of \$473,591.40 was ratified under Special  
Ordinance S-45-72.

EFFECT OF PASSAGE Will allow expenditure for proper completion of project.

EFFECT OF NON-PASSAGE Inability to pay contractor for necessary  
additional work.

MONEY INVOLVED (Direct Costs, Expenditures, Savings)

Cost divided between Federal Grant and Utility.

50%  
61%  
2.1%

ASSIGNED TO COMMITTEE (J.N.) Public Works